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*Allstate Fire and Casualty Insurance Company*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

MERRI F. PERRY, an individual,

Plaintiff,

vs.

ALLSTATE FIRE INSURANCE COMPANY; DOES  
I – V, and ROE COMPANIES I - V, inclusive,

Defendants.

CASE NO.: 2:18-cv-00617

**STIPULATION AND ORDER FOR DISMISSAL  
OF ALL BAD FAITH CLAIMS AND TO  
REMAND TO STATE COURT**

ECF No. 9

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff, MERRI F. PERRY, by and through her attorney, ROBERT O. KURTH, ESQ. and Defendant ALLSTATE FIRE INSURANCE COMPANY, by and through its attorney, JOHN T. KEATING, of the law firm of KEATING LAW GROUP, that Plaintiff MERRI F. PERRY's Second Cause of Action for Breach of the Express/Implied Covenant of Good Faith and Fair Dealing against Defendant ALLSTATE FIRE INSURANCE COMPANY is hereby dismissed with prejudice.

IT IS HEREBY FURTHER STIPULATED AND AGREED by and between Plaintiff MERRI F. PERRY and Defendant ALLSTATE FIRE INSURANCE COMPANY by and through their respective

counsel, that the within matter shall be remanded back to State Court.

DATED this \_6th\_ day of July, 2018.

DATED this \_6th\_ day of July, 2018.

KEATING LAW GROUP

KURTH LAW OFFICE

By: /s/ JOHN T. KEATING  
JOHN T. KEATING  
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Attorney for Defendant  
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By: /s/ ROBERT O. KURTH  
ROBERT O. KURTH, ESQ.  
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Attorney for Plaintiff  
*Merri F. Perry*

**ORDER**

Based on the parties' stipulation [ECF No. 9] and good cause appearing, IT IS HEREBY ORDERED that plaintiff's **second cause of action** for breach of the covenant of good faith and fair dealing **is DISMISSED with prejudice**. And because it appears that the dismissal of this claim leaves this court without subject-matter jurisdiction over this case, IT IS FURTHER ORDERED that **THIS ACTION IS REMANDED back to the Eighth Judicial District Court, Case No. A-17-764854-C, Dept. 28**. The Clerk of Court is directed to **CLOSE THIS CASE**.

  
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U.S. District Judge Jennifer A. Dorsey  
Dated: August 20, 2018